

No. 9/5/84-6 Lab./8789.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s (i) A. K. Industries Bahadurgarh (ii) A. K. International (P) Ltd., Bahadurgarh.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 204 of 1983

between

SHRI MAHENDER SINGH, WORKMAN AND THE MANAGEMENT OF M/S (i) A. K. INDUSTRIES, BAHADURGARH (ii) A. K. INTERNATIONAL (P) LTD. BAHADURGARH.

Present :—

Shri S. S. Gupta, A. R., for the workman.

Shri M. M. Kaushal, A.R., for the respondent.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana, referred the following dispute between the workman Shri Mahender Singh and the management of M/s A. R. Industries, Bahadurgarh, (2) A. K. International (P) Ltd., Bahadurgarh, to this Court, for adjudication,—vide Labour Department Gazette Notification No. 58752—58, dated 9th November, 1983 :—

Whether the termination of services of Shri Mahender Singh was justified and in order ? If not, to what relief is he entitled ?

2. On receipt of the order of reference, usual notices were issued to the parties. The parties appeared. The workman alleged that he was employed as a Labourer with the respondent on monthly wages of Rs 383 since 1st August, 1981 and that his services were unlawfully terminated by the respondent on 30th July, 1983, without complying with the provisions of the Industrial Disputes Act, 1947.

3. A detailed reply was filed by the respondent, controverting the claim of the petitioner. The respondent has alleged closure of the respondent on account of circumstances beyond his control and has agreed to pay the entire closure compensation to the workman as per the provisions of 25.FFF of the Industrial Disputes Act, 1947.

4. After the issues have been framed and before the parties could adduce any evidence, a settlement was arrived at whereunder the management has agreed to pay Rs 1900 to the workman in full and final settlement of his claim including the closure compensation. So, now, no dispute survives for adjudication. The reference is answered and returned accordingly. There is no order as to cost.

Dated the 20th November, 1984

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak,
Camp Court, Bahadurgarh.

Endst. No. 204-83/3697, dated the 26th November, 1984

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak,
Camp Court, Bahadurgarh.